

EVENING BULLETIN

DON'T MISS SUCH A VALUABLE AID IF YOU ARE LOOKING FOR A JOB

IN DAILIES.
There are some things which cannot be advertised in other mediums, but there is nothing which cannot be advertised in dailies.

ADVISOR.

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12 PAGES.

HONOLULU, TERRITORY OF HAWAII, SATURDAY, SEPTEMBER 27, 1902--12 PAGES

PRICE 5 CENTS.

JUDGE DE BOLT ASSUMES OFFICE

His Commission as First Judge Lasts Until Senate Acts.

INTRODUCED IN COURT BY JUDGE ROBINSON

ATTORNEY GENERAL DOLE ACCEPTS SERVICE OF MANDAMUS ON BEHALF OF FIRE CLAIMS COMMISSION.

First Judge De Bolt of the First Circuit Court was introduced to the Bar by Judge Robinson, presiding at special term, on the opening of court at 10 o'clock. Judge Gear attended with his two colleagues.

Judge Robinson stated that it gave him pleasure to announce that the commission of the Hon. John T. De Bolt as First Judge had been received and then directed the clerk to read the commission and the oath of Judge De Bolt. Clerk M. T. Simonton read the documents. The commission, signed by President Roosevelt and countersigned by Henry M. Hoyt, acting Attorney General, states that it remains in force until the end of the next session of the United States Senate and not later. Following is the form of oath attested under the hand and seal of the Chief Justice:

"United States of America,
Territory of Hawaii, ss:
I, John Thomas De Bolt, of Honolulu, Territory of Hawaii, do solemnly swear that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent on me as First Judge of the Circuit Court of the First Circuit of the Territory of Hawaii, according to the best of my abilities and understanding, agreeably to the Constitution and Laws of the United States. So help me God.

"And I do further swear that I will faithfully support and defend the Constitution and Laws of the United States and the Laws of the Territory of Hawaii against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will conscientiously and impartially discharge the duties of the office of First Judge of the Circuit Court of the First Circuit of the Territory of Hawaii, on which I am about to enter. So help me God.

"JOHN THOMAS DE BOLT.
Subscribed and sworn to before me by the said John Thomas De Bolt at Honolulu, Island of Oahu, this twenty-seventh day of September, A. D. 1902.

"W. F. FREAR,
Chief Justice Supreme Court of the Territory of Hawaii."

Judge Robinson ordered copies of the commission and oath spread on the records.

Judge De Bolt, greeted by the members of the Bar rising, said he appreciated highly the confidence of the Bar and of the business men of Honolulu in recommending him to the position. That was all he had to say.

Judge Gear shook hands and chatted a minute with the First Judge and then retired, after which Judge De Bolt remained but a few minutes. Judge Robinson proceeded with business.

W. O. Smith asked for a continuance of a case in which he was associated with C. F. Peterson for Asen, defendant, until Mr. Peterson's return from the Coast next week. Judge Robinson stated that the term would close October 6 and he did not wish any case begun which could not be finished. A. G. M. Robertson objected to continuance, saying Mr. Smith knew enough about the case to proceed. The plaintiff should be prepared to prove its claims. Mr. Smith said he understood Mr. Robertson himself was going away and would consent to have the case go over until after his return. Mr. Robertson said he expected to go to the Coast shortly and to be absent about five weeks. He still refused consent to continuance, but Judge Robinson continued the case until October 21.

WRIGHT CASE IS OPENED

The case of B. H. Wright was called in the Police Court this morning at a little after ten. Attorneys Ashford and Carlos Long appeared for the defendant while Assistant Deputy Attorney General Douthitt conducted the case for the prosecution.

Mr. Ashford asked the court that the case be continued as Superintendent of Public Works Boyd, so he was informed, had not returned from the Coast.

Mr. Douthitt stated that his information had been to the same effect. Mr. Cooke of the Public Works department was then called. He stated that Mr. Boyd had not returned.

Mr. Ashford asked that the case be continued as Mr. Boyd was a very important witness. Wright was securely held. He was not even out on bail. The government could surely not suffer by having the case continued.

Douthitt objected to a continuance. He pointed out that an oral petition for a continuance was not sufficient. Such a motion should be in written form accompanied by an affidavit that the witness was necessary to the case of the defendant and also stating what the defense intended to prove by Mr. Boyd.

Ashford replied that the defense did not want to give such an affidavit. If the court did not think an oral request sufficient the defense would take what it got.

The court asked Mr. Ashford if it was not the usual procedure to present an affidavit. Ashford replied that it was in civil but not in criminal cases. The court, however, stated that such procedure was usually followed in that court and denied the motion for continuance.

The deputy sheriff asked that all the cases on the day's calendar with the exception of two vagrancy cases be continued until Monday. This was granted by the court.

Manager Gartley of the Hawaiian Electric Co., Ltd., was the first witness called by the prosecution. Ashford objected to the question, "What is the Hawaiian Electric Co.?" He wanted to know if the prosecution wanted to prove that it was a corporation.

Douthitt stated that the court surely was aware of the fact that it was a corporation, duly incorporated under the laws of the Territory. Ashford, however, wanted documentary proof and the objection was allowed.

"Whose signature is that on this paper?" asked Mr. Douthitt, handing Mr. Gartley a check.

"Mine," answered the witness.

Ashford objected to the paper being introduced before it had been examined by the attorneys for the defense. His objection was sustained and Ashford examined the check. Douthitt then offered it in evidence and started to read its contents. Ashford interrupted him with an objection that the check go in as evidence. It was stamped "Paid."

He wanted that proved before the check was introduced for identification. Douthitt replied that he would introduce the check in evidence to the witness and show what it was Mr. Gartley stated that it was a check on the Bank of Hawaii from the Hawaiian Electric Co., Ltd., for the sum of \$329.83 payable to the Public Works department, that amount representing 2 1/2 per cent of the gross income of the company for power and lighting and being the franchise royalty which was paid to the Public Works department in accordance with contract.

Here Mr. Ashford objected on the grounds that in that case the contract should be offered in evidence.

Mr. Douthitt referred counsel to the statute on the subject and was born out by the evidence of witness. Mr. Douthitt then offered the check in evidence, reading the contents as above. The check was paid on August 16 and endorsed by the Public Works department by B. H. Wright.

Ashford asked the witness if he had personally signed the check and was answered in the affirmative.

Mr. Binley, bookkeeper of the Hawaiian Electric Co., was the next witness.

He had seen B. H. Wright on August 15. He had seen the check on August 15. Had written the body of the check and recognized signature of Mr. Gartley. Had delivered the check to Wright who had signed the voucher.

The voucher was produced and identified by witness. He recognized Wright's signature. It had been signed in his presence in the office of the Public Works department.

Mr. Douthitt offered the voucher in evidence as an exhibit for the prosecution.

Answering a question from Mr. Ashford, witness stated that he had made out the voucher and carried it up to the Public Works office where Wright had signed it.

Frank Atherton, assistant cashier of the Bank of Hawaii, was then called. He was given the check for identification but could not swear that he had seen it before. He referred to the bank's records of payments of checks. The check had been paid by the Bank of Hawaii. It bore its official stamp. Record showed that it had been paid against the Hawaiian Electric Co., Ltd. Witness was familiar with Wright's signature and recognized it on the check.

Ashford objected to the witness testifying as an expert on handwriting and was sustained.

Witness further testified that check had been issued to the Department of Public Works, but could not tell by whom it had been cashed. It had been cashed. He stated that he could produce records of the bank.

Ashford asked how witness could tell that check was paid. Witness answered that the check bore the cut of the bank's file and the stamp. Did not know who paid it.

Manuel Cook, bookkeeper of the Public Works Department, testified that he had known Wright ever since he came in that office, about two years ago.

The duties of the chief clerk were to attend to all the office correspondence. The cashier had charge of the cash of the department. Could not tell if chief clerk was empowered to collect or give receipt for money on behalf of the department. When shown the check referred to above, witness recognized Wright's signature.

"Is there any entry in the amount of \$3,289.53 in the books of the department?" asked Mr. Douthitt. Ashford objected. The books should be produced. His objection was overruled.

Witness stated that there was no entry of such amount in the books on or since August 15. The cashier received.

(Continued on Page 5.)

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PRINCE CUPID'S TRIUMPHAL TOUR

Rousing Reception's Given Him On Hawaii.

HAWAIIAN-AMERICANS ARE INTERESTED AND CONVINCED

LARGE MEETINGS THROUGH HAWAII, KOHALA AND MAUI. WILL SOON GO TO MAUI.

Hilo, Sept. 26. — The campaign tour made on this island the past week by Prince Cupid, the Republican nominee for Delegate to Congress, has been attended by crowds all along the line.

After the big mass meeting in Hilo last week, the Prince accompanied by S. L. Desha and Archie Mahala made a trip to Hamakua and Kohala. At Mahukoua they met Kalaoukalanani and his Home Rule friends, who tried to hold rival meetings without success. The Hawaiians refused to listen to Home Rule talk which they describe as "nonsense." Chairman Holstein was present and when he proposed three cheers for the Prince, the response was enthusiastic. The party then proceeded to Kohala, where they held two good meetings. At Nuhiu, a Home Rule stronghold, the Wilcox sympathizers made a disorderly attempt to break up the meeting. The crowd hissed the rowdies and listened attentively to the Prince. The Hawaiian women were especially indignant at the disturbances.

A fine meeting was held at the Kohala court house. At this place two leading Home Rulers came out for Prince Cupid and made strong speeches in his behalf.

At Waimea Senator J. D. Paris joined the party and one of the best public meetings of the year was held. All present except two men pledged their hearty support for the Republican ticket. Prince Cupid was greatly pleased and feels confident of success.

At Kukuhae the party found a Home Rule meeting in progress. This broke up as soon as Prince Cupid arrived and the people looked to hear him speak. All along the line wherever a group of Hawaiians could be found, the Republican leader made short speeches.

At Launapohoe the school house was packed. The Home Rulers have been diligently circulating the report that the Queen is hostile to the candidacy of Cupid. In his speeches he has set them right on this point.

Wednesday night a successful meeting was held at Waiakeia, and yesterday Puna heard from the Prince.

After completing the tour of Kona, the Prince will go to Maui. He will probably be accompanied by S. L. Desha.—Tribune.

SITUATION IN FIFTH

The situation in the Fifth District so far as the Home Rulers are concerned seems to be rather serious. Representative Wm. Mossman will have absolutely nothing to do with the ticket from his district as long as Monwar remains on it and he is being upheld in his position by some of the strongest workers of the party who feel that a great mistake was made when the Chinese attorney was given a place on the ticket.

Petitions protesting against the action of the Fifth District committee are being passed around among the Fifth District members of the Home Rule party today and it is understood that they are being quite extensively signed. What the outcome will be is very uncertain but it would seem as if there is no possibility of reconciliation so far as Mossman and his supporters are concerned. One of the latter said yesterday: "If they retain Monwar on the ticket, there will be a split in the Home Rule party as sure as you live. We are not going to stand for it."

Japanese Sorry For Rosehill

The following story of the Marcus Island incident from the Japanese view point was sent to W. S. Webster of this city by his friend I. Uyero, a lieutenant of the Japanese navy.

Tokyo, Sept. 9.—I have just returned in our cruiser, the Takachino, from a trip to the island formerly known as Marcus Island but which will henceforth be known, I presume, by its Japanese name — a somewhat ominous name, it is true, in view of the fate that has lately overtaken a neighboring island with a somewhat similar name — of Minami Torijima.

It may be remembered that the cruiser Kasagi left on the island a party of sixteen seamen under the command of Lieutenant Akimoto, in order to show conclusively that Japan meant to maintain her claim to the place as well as to provide against any emergency that might arise. On July 29th the Kasagi weighed anchor for Yokohama, our naval station near Yokohama, but at 6 noon the very next day, Rosehill's sailing ship, the Julia A. Whalen, reached the island. As soon as she had anchored, sub-lieutenant Akimoto went on board and was courteously received by Captain Rosehill who said that he had left Honolulu on July 19 with the object of occupying the place.

The captain, whose whole bearing made a most favorable impression on the Japanese, then spoke his mind frankly and politely though of course the unexpected appearance on the scene of a Japanese naval officer in full uniform must have at once convinced him that he had been forestalled. The Japanese officer then proceeded to inform him that the island belonged to Japan, and that he, Lieutenant Akimoto, and a detachment of Japanese marines had been stationed on it in order to prevent any such occupation of it.

NO RESISTANCE

A special policeman was on guard at the entrance to the Audit office all forenoon to keep Auditor Herbert C. Austin, suspended by Governor Dole, out of the premises. The officer said to a reporter that he was acting under verbal orders from High Sheriff A. M. Brown.

When Mr. Austin arrived at 9 o'clock his entrance was barred by two special policemen. He went down town but was going to return for the purpose of removing his private papers from the office. This privilege was accorded to him on condition of his being accompanied by the High Sheriff while visiting the place.

When Auditor Austin walked toward his office, he saw officers standing on guard and upon his walking up to Officer McDuffie he was halted. Upon his asking the officer if he had orders to keep him out of the office and receiving an answer in the affirmative, he said, "All right" and walked out of the building. There was no "laying on of hands" and everything was perfectly peaceful.

Reginald Vanderbilt is the only representative of his family with literary inclinations or ambitions. He has written short stories ever since he was a small boy at school, some of his work showing considerable imagination.

The tenor Sebnhoff, the most eminent of Russian operatic stars, receives a salary of 24,000 rubles a year, less than Jan de Reszke receives for a month's season in the United States.

A BIG PROCESSION

Southern Brigade will meet in Kakaako. The clans will gather at 6 o'clock and will, as soon as formation has been effected, march to the headquarters of the Home Rule party on Maunakea street where the two brigades will combine and march to Emma Square, the procession starting at 7:30 o'clock.

The pools, or workers along the wharves, constitute the front ranks of the great procession and following them will come the other Home Rulers. The candidates for the Senate and House will be given a prominent place in the line.

The procession will be headed by three bands of native Hawaiian musicians who will have strung instruments and will sing on their way to the place of meeting and also in the intervals between the speeches in Emma Square.

The speeches will be made by Delegate Wilcox, Senator Kalaoukalanani, the candidates of the Home Rule party for the Senate and House and others. The time of the speakers will be limited so that the meeting will not be straggle out to a great length. Senator Kalaoukalanani will preside.

YOU CAN'T VOTE UNLESS YOU REGISTER.

Ivory taken from a billiard ball was the only material used by M. Henri Houriet, of Chaux-de-Fonds, Switzerland, in making an entire watch — works, hands, and case. It keeps good time.

The Duke of Argyll, in the hope of locating minerals, is having the livery estate surveyed by a mining expert.

FOOTBALL MEETING

The football men are beginning to show activity now and on Monday night there will be a meeting for the arrangement of the schedule and attending to other business.

The H. A. C. team is doing fine work with F. M. Brooks, an old college player, as coach. It is said by the boys that they did better work yesterday than they did at any time during last year's season, when the Punahou came out victorious.

The Mailes are also down to hard work and expect to surprise the other teams during the coming season. Percy Benson is doing the coaching.

The Punahou have not begun work yet nor will they make any move until after Monday night, at which time will be decided the time of beginning of the season's games. However, they have some good material to throw into their team when the time comes. Percy Morse, perhaps the most scientific player in the country, will hold down the position of quarter-back.

POLO AT THE PARK.

There will be a polo match at Kaplan park this afternoon at the usual time. Harold Castle will play at No. 1 for the Blues in place of E. S. Damon and Potter will play in the place usually occupied by Judd, No. 2, the latter player going to the Whites in the same place. The teams will play as follows:

Whites—Irvine, Shingle, Judd and Brown, with Erdman as substitute.
Blues—Dole, Dillingham, Potter and Castle.

M'CHESNEY FUNERAL.

The funeral services over the body of the late F. W. McChesney took place yesterday afternoon in the presence of a great number of friends of the deceased. Rev. J. P. Erdman officiated. Interment took place in Nuuanu valley cemetery. The pall-bearers were as follows: W. W. Hall, G. J. Walker, A. E. Murphy, H. J. Gallagher, J. S. Walker and L. L. McCandless.

The Evening Bulletin, 75 cents per month.

FALSE ALARM.

The fire department turned out this morning on a false alarm turned in from box 123 at the corner of Makiki and Lunaliio streets. The alarm box had been left open by some one and a small native boy who came along, turned in the alarm. Chief Thorston gave the little chap a lecture and let him go.

GOVERNOR FOR PUBLICITY.

Governor Dole said today that, so far as he was concerned, the investigation on Monday of the charges against Auditor Austin might be open to members of the press, and it remained for the side of the defense to say whether or not they favored publicity in proceedings.

TAX APPEAL COURT.

Members of the Tax Appeal Court and Tax Assessor J. W. Pratt, accompanied by appellants, drove out in a wagonette yesterday and today to view certain properties on which assessments are disputed. No decisions have as yet been filed by the court.

Egyptian deities

"NO BETTER TURKISH CIGARETTE CAN BE MADE."
IMPERIAL CIGAR STORE
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TWELVE HUNDRED TORCHES IN LINE

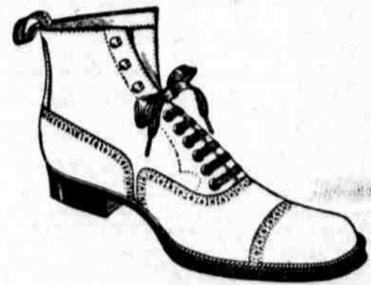
BRIGADES WILL MARCH FROM NORTH AND SOUTH TO COMBINE AT THE HEAD-QUARTERS.

The committee in charge of the arrangements for the big torchlight procession and mass meeting in Emma Square this evening has promised a very elaborate affair.

At the headquarters of the Home Rule party today it was learned that there will be twelve hundred torches in the procession and that these will all be carried by bona fide Home Rulers. The party has a large number of torches already but a great many more are being made and borrowed today.

There will be two delegations in the parade, meant to represent the two representative districts of the island of Oahu. The first of these is designated the Northern Brigade and will meet at Mooulaulani, the Queen's place in Kapalama. The second, designated as the

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